

**SUPERIOR COURT OF WASHINGTON  
COUNTY OF**

In re Parentage:

and  
  
and  
  
Respondent.  
Respondent.

**NO.**

**PETITION FOR CHALLENGE TO  
DENIAL OF PATERNITY  
(PT)**

**I. BASIS**

**1.1 CAUSE OF ACTION.**

This action affects the paternity of:

resident of [Name], born on [Date], a  
County, Washington.

resident of [Name], born on [Date], a  
County, Washington.

This action is brought by petitioner [Name] the presumed father,  
to challenge the Denial of Paternity signed by petitioner and filed with the Washington State  
Registrar of Vital Statistics on [Date]. The respondents in this  
action are the acknowledged father [Name] and the mother

[Name]. This action is brought pursuant to RCW  
26.26.335 and .340.

1.2 EFFECTIVE DATE OF THE DENIAL OF PATERNITY AND ACKNOWLEDGMENT OF PATERNITY.

The effective date of the Denial of Paternity is \_\_\_\_\_, because:

☐ the acknowledgment was filed with the Washington State Registrar of Vital Statistics on that date.

☐ that was the date of the child's birth which is after the date on which the acknowledgment was filed with the Washington State Registrar of Vital Statistics.

The effective date of the Acknowledgment of Paternity is \_\_\_\_\_, because:

☐ the acknowledgment was filed with the Washington State Registrar of Vital Statistics on that date.

☐ that was the date of the child's birth which is after the date on which the acknowledgment was filed with the Washington State Registrar of Vital Statistics.

A copy of the Acknowledgment of Paternity and the Denial of Paternity are attached to this petition.

1.3 JURISDICTION.

All persons who signed the Acknowledgment of Paternity filed on \_\_\_\_\_ [Date],  
☐ and the Denial of Paternity filed on \_\_\_\_\_ [Date], submitted to the jurisdiction of the court on the filing date pursuant to RCW 26.26.340(2); and more than 60 days but less than two years have passed since the Acknowledgment of Paternity and the Denial of Paternity were filed.

1.4 BASIS TO CHALLENGE THE DENIAL OF PATERNITY.

The Denial of Paternity is challenged on the basis that it was signed under ☐ Fraud  
☐ Duress ☐ Material Mistake of Fact, as follows:

## 1.5 JURISDICTION OVER THE CHILD.

This court has jurisdiction over the child for the reasons set forth below:

- ☐ This court has exclusive continuing jurisdiction. The court has previously made a child custody, parenting plan, residential schedule or visitation determination in this matter and retains jurisdiction under RCW 26.27.211.
- ☐ This state is the home state of the child because
  - ☐ the child lived in Washington with a parent or person acting as a parent for at least six consecutive months immediately preceding the commencement of this proceeding.
  - ☐ the child is less than six months old and has lived in Washington with a parent or a person acting as parent since birth.
  - ☐ any absences from Washington have only been temporary.
  - ☐ Washington was the home state of the child within six months before the commencement of this proceeding and the child is absent from the state but a parent or person acting as a parent continues to live in this state.
- ☐ the child and the parent or the child and at least one parent or person acting as a parent, have significant connection with the state other than mere physical presence; and substantial evidence is available in this state concerning the child's care, protection, training and personal relationships and
  - ☐ the child has no home state elsewhere.
  - ☐ the child's home state has declined to exercise jurisdiction on the ground that this state is the more appropriate forum under RCW 26.27.261 or .271.
- ☐ All courts in the child's home state have declined to exercise jurisdiction on the ground that a court of this state is the more appropriate forum to determine the custody of the child under RCW 26.27.261 or .271.
- ☐ No other state has jurisdiction.
- ☐ This court has temporary emergency jurisdiction over this proceeding because the child is present in this state and the child has been abandoned or it is necessary in an emergency to protect the child because the child, or a sibling or parent of the child is subjected to or threatened with abuse. RCW 26.27.231.

☐ Other:

1.6 CHILD SUPPORT.

☐ Does not apply.

☐ A child support order was entered on [Date], requiring [Name] to pay \$ per month for the support of the child.

☐ The child is entitled to financial support pursuant to the Washington State Child Support Schedule and health insurance coverage from any parent owing a duty of child support.

1.7 SUSPENSION OF CHILD SUPPORT.

☐ Does not apply.

☐ A motion to suspend the child support order will be filed.

1.8 RESIDENTIAL PLACEMENT.

☐ Does not apply.

☐ It is in the child's best interest to determine the residential placement of the child.

During the last five years, the child has lived:

☐ in no place other than the state of Washington and with no person other than the petitioner or the respondent.

☐ in the following places with the following persons (list each place the child lived, including the state of Washington, the dates the child lived there and the names of the persons with whom the child lived. The present addresses of those persons must be listed in the required Confidential Information Form):

Claims to custody or visitation:

☐ The petitioner does not know of any person other than the respondent who has physical custody of, or claims to have custody or visitation rights to, the child.

☐ The following persons have physical custody of, or claim to have custody or visitation rights to the child (list their names and the children concerned below and list their present addresses in the Confidential Information Form. Do not list the responding party):

Involvement in any other proceeding concerning the child;

- ☐ The petitioner has not been involved in any other proceeding regarding the child.
- ☐ The petitioner has been involved in the following proceedings regarding the child (list the court, the case number, and the date of the judgment or order):

Other legal proceedings concerning the child.

- ☐ The petitioner does not know of any other legal proceedings concerning the child.
- ☐ The petitioner knows of the following legal proceedings which concern the child (list the child concerned, the court, the case number, and the kind of proceeding):

1.9 OTHER.

## II. RELIEF REQUESTED

The court is requested to enter an order and judgment that:

- ☐ Declares the Denial of Paternity invalid.
- ☐ Declares the Acknowledgment of Paternity is void.
- ☐ Declares the nonexistence of the parent child relationship between the acknowledged father and the child.
- ☐ Declares the acknowledged father is not a responsible parent for the child under the laws of the state of Washington and the acknowledged father owes no duty of support to the child or any other person or entity on behalf of the child.
- ☐ Amends the birth certificate of the child by removing the acknowledged father as the child's father and adding the presumed father as the child's father.
- ☐ Changes the child's surname to [Name].
- ☐ Determines support for the dependent child pursuant to the Washington State Support Schedule and either or both parents be ordered to maintain or provide health insurance coverage for the child and pay extraordinary uninsured costs proportionate to their income.
- ☐ Adopts a residential schedule/parenting plan for the child as proposed by the petitioner.
- ☐ Awards court costs, genetic test costs, guardian ad litem, attorney, and other reasonable fees.

☐ Other:

Dated: \_\_\_\_\_  
Petitioner or Lawyer for Petitioner/WSBA No.

### III. DECLARATION

I declare under penalty of perjury under the laws of the state of Washington that I am the petitioner hereinabove named, that I have made the allegations contained in this petition based upon my first hand knowledge, and therefore believe that they are true.

Signed at \_\_\_\_\_, [City] \_\_\_\_\_ [State] on \_\_\_\_\_ [Date].

\_\_\_\_\_  
Signature of Petitioner

\_\_\_\_\_  
Print or Type Name

☐ JOINDER.

☐ I \_\_\_\_\_ [Name] join in the petition. By joining in the petition, I agree to the entry of a judgment and order in accordance with the petition, without further notice.

Dated: \_\_\_\_\_  
\_\_\_\_\_  
Signature of Joining Party

\_\_\_\_\_  
Print or Type Name

☐ I \_\_\_\_\_ [Name] join in the petition. By joining in the petition, I agree to the entry of a judgment and order in accordance with the petition, without further notice.

Dated: \_\_\_\_\_  
\_\_\_\_\_  
Signature of Joining Party

\_\_\_\_\_  
Print or Type Name